

No. 49

MICHIGAN SENATE

DAILY CALENDAR

WEDNESDAY, MAY 26, 2010
10:00 a.m.

MOTIONS

1

(Consideration postponed until Friday, December 31.)

HB 4316 Rep. Lisa Brown

Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.

Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

2

(Consideration postponed until Friday, December 31.)

HB 4317 Rep. Kennedy

Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.

Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

3

(Consideration postponed until Friday, December 31.)

HB 4318 Rep. Slavens

Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.

Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

4

(Consideration postponed until Wednesday, November 3.)

SR 15 Sen. Whitmer

A resolution to amend the Standing Rules of the Senate.

Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7, 2009.

MESSAGES FROM THE HOUSE

5

HB 4514 Rep. Lahti

Income tax; credit; eligibility for state earned income tax credit; require taxpayer to be resident for at least 6 months. Amends sec. 272 of 1967 PA 281 (MCL 206.272).

I.E. House, March 18, 2009.

Returned from House with House substitute (H-7) to Senate substitute (S-3), Thursday, February 25; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

6

SJR K Sen. Kuipers

Constitutional amendments; state; right for independent health care; provide for.

Amends the state constitution by adding sec. 28 to art. I.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Not adopted, Tuesday, March 16; motion to reconsider vote pending.

7

HB 4932 Rep. Rocca

Gaming; other; allowable value for coupons awarded in redemption games; increase.

Amends sec. 310b of 1931 PA 328 (MCL 750.310b).

I.E. House, June 2, 2009.

House substitute (H-2).

Defeated, Tuesday, March 9; motion to reconsider vote pending.

Committee recommended I.E.

8

SB 911 Sen. McManus

State agencies (existing); natural resources; powers and duties of the department of environmental quality under beverage container law; transfer to the department of natural resources.

Amends sec. 3f of 1976 IL 1 (MCL 445.573f).

Reported by Committee on Appropriations.

Defeated, Wednesday, December 2, 2009; motion to reconsider vote pending.

Committee recommended I.E.

THIRD READING OF BILLS

9

SB 216 Sen. Allen

Liquor; licenses; continuing care retirement center liquor license; create.

Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

10

SB 47 Sen. Kahn

Health; pharmaceuticals; prescription drug website; provide for.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.

Reported by Committee on Health Policy.

Committee recommended I.E.

11

HB 5313 Rep. Nathan

Occupations; real estate; board of real estate appraisers; revise.

Amends sec. 2603 of 1980 PA 299 (MCL 339.2603).

I.E. House, February 24, 2010.

For House amendment, see House Journal No. 18, page 190.

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

GENERAL ORDERS

12

SB 165 Sen. Barcia

Traffic control; accidents; procedure relating to obtaining crash reports; modify.

Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).

Reported by Committee on Transportation.

Committee recommended I.E.

13

SB 478 Sen. Sanborn

Corrections; other; report to legislature of status of offender tracking system; require.

Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.

Reported by Committee on Judiciary.

Committee recommended I.E.

14

SB 592 Sen. Kuipers

Education; financing; certain energy contracts; allow.

Amends sec. 1274a of 1976 PA 451 (MCL 380.1274a).

Reported by Committee on Education.

Committee recommended I.E.

GENERAL ORDERS

15

SB 670 Sen. Richardville

Transportation; funds; Michigan transportation fund; reclassify as a trust fund and restrict disposition of interest and earnings.

Amends sec. 10 of 1951 PA 51 (MCL 247.660).

Reported by Committee on Transportation.

Committee recommended I.E.

16

HB 5086 Rep. Simpson

Economic development; renaissance zones; number of additional renaissance zones for agricultural processing facilities; increase.

Amends sec. 8c of 1996 PA 376 (MCL 125.2688c).

I.E. House, June 25, 2009.

Reported by Committee on Agriculture and Bioeconomy.

Committee recommended I.E.

17

HB 5221 Rep. Bennett

Environmental protection; pollution prevention; laboratory recognition program; eliminate.

Repeals pt. 205 of 1994 PA 451 (MCL 324.20501 - 324.20519).

I.E. House, September 15, 2009.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

18

HB 4565 Rep. Meadows

Liquor; retail sales; tagging of certain beer kegs; require.

Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 1029.

I.E. House, April 23, 2009.

House substitute (H-2).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

19

SB 792 Sen. Kahn

Weapons; other; right to transportation and storage of firearms under certain circumstances; allow.

Amends title of 1927 PA 372 (MCL 28.421 - 28.435) & adds secs. 1b & 36.

Reported by Committee on Hunting, Fishing and Outdoor Recreation.

Senate substitute (S-1).

20

SB 793 Sen. Barcia

Weapons; other; transportation of firearms for lawful purpose; expand.

Amends sec. 231a of 1931 PA 328 (MCL 750.231a).

Reported by Committee on Hunting, Fishing and Outdoor Recreation.

GENERAL ORDERS

21

SB 862 Sen. Gilbert

Transportation; motor carrier fuel tax; diesel fuel tax; increase, and provide phase-in period.

Amends sec. 2 of 1980 PA 119 (MCL 207.212).

Reported by Committee on Transportation.

Committee recommended I.E.

22

SB 863 Sen. Gilbert

Transportation; funds; revenue from increase in motor carrier fuel tax; divert to critical budget funds.

Amends sec. 10 of 1951 PA 51 (MCL 247.660).

Reported by Committee on Transportation.

Senate substitute (S-3).

Committee recommended I.E.

23

SB 350 Sen. Cassis

Civil procedure; foreclosure; amount required to redeem foreclosed property; allow certain registers of deeds to calculate.

Amends sec. 3240 of 1961 PA 236 (MCL 600.3240).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-3).

Committee recommended I.E.

24

SB 927 Sen. Jansen

State financing and management; bonds; bonding authority for prefunded retiree health care; provide for.

Amends sec. 103 of 2001 PA 34 (MCL 141.2103) & adds sec. 518.

Reported by Committee on Appropriations.

Senate substitute (S-2).

Committee recommended I.E.

25

SB 967 Sen. Clarke

Holidays; other; "Dr. Ralph Bunche Day"; designate as August 7.

Creates new act.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

26

SB 357 Sen. Jacobs

Construction; equipment; playground equipment safety act; expand to include flagpoles.

Amends secs. 2 & 6 of 1997 PA 16 (MCL 408.682 & 408.686).

Reported by Committee on Education.

Committee recommended I.E.

27

SB 802 Sen. Kuipers

Higher education; community colleges; removal of community college employees from school retirement system; provide for.

Amends secs. 6 & 7 of 1980 PA 300 (MCL 38.1306 & 38.1307).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

28

HB 4899 Rep. Segal

Health; diseases; list of reportable diseases; require department to create and update at least annually.

Amends secs. 5101, 5111, 5117, 5131, 5204 & 20191 of 1978 PA 368 (MCL 333.5101 et seq.).

I.E. House, May 13, 2009.

Reported by Committee on Health Policy.

Committee recommended I.E.

29

HB 4901 Rep. Liss

Health; diseases; reference to rules promulgated under public health code regarding corrections employees; revise.

Amends sec. 67b of 1953 PA 232 (MCL 791.267b).

I.E. House, May 13, 2009.

Reported by Committee on Health Policy.

Committee recommended I.E.

30

HB 5274 Rep. Lipton

Crimes; drunk driving; repeat drunk driving offenders; establish license sanctions for DWI/sobriety court participants.

Amends secs. 303, 322, 625n, 732a & 904d of 1949 PA 300 (MCL 257.303 et seq.).

I.E. House, December 17, 2009.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

31

SB 1046 Sen. Jansen

Labor; public service employment; mandated public employee contribution to employer-provider health care benefits; provide for.

Creates new act.

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-6).

Committee recommended I.E.

32

SB 1047 Sen. Sanborn

Public employees and officers; compensation and benefits; public employee access to health plan available to state employees; provide for.

Creates new act.

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-1).

Committee recommended I.E.

33

SB 1074 Sen. Pappageorge

Education; school districts; contracting and competitive bidding for food, custodial, and transportation services for public schools; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1245.

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-3).

Committee recommended I.E.

GENERAL ORDERS

34

SJR P Sen. Jansen

Labor; civil service employment; health benefits of public employees and officers; allow legislature to regulate.

Amends the state constitution by adding sec. 8 to art. XI.

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-2).

35

SB 1173 Sen. Cassis

Labor; public service employment; definition of public employee; clarify regarding collection of union dues from child care or health care giver subsidies.

Amends secs. 1 & 14 of 1947 PA 336 (MCL 423.201 & 423.214).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

36

SB 1179 Sen. Jansen

Labor; public service employment; definition of public employee; clarify regarding persons who receive payments from child care subsidies.

Amends secs. 1 & 14 of 1947 PA 336 (MCL 423.201 & 423.214).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

37

HB 4480 Rep. Cushingberry

Property; conveyances; certain state owned property in Wayne county; provide for conveyance.

Creates new act.

I.E. House, April 13, 2010.

Reported by Committee on Appropriations.

Committee recommended I.E.

38

SB 1075 Sen. Bishop

State agencies (proposed); other; reorganization of state departments; provide for.

Creates new act & repeals 1965 PA 380 (MCL 16.101 - 16.608).

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-1).

Committee recommended I.E.

39

SB 1177 Sen. Kahn

Water; other; groundwater dispute resolution program; restore.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 317.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

GENERAL ORDERS

40

HB 4406 Rep. Espinoza

Health; abortion; report form; require Hispanic ethnicity of patient to be reported.

Amends sec. 2835 of 1978 PA 368 (MCL 333.2835).

I.E. House, April 20, 2010.

House substitute (H-1).

Reported by Committee on Health Policy.

Committee recommended I.E.

41

SB 1269 Sen. Gleason

Highways; name; renaming a portion of I-475; designate as "Mark Ingram Memorial Highway".

Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 1059.

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

42

SB 825 Sen. Allen

Insurance; insurers; cap on risk or hazard loss; increase.

Amends sec. 640 of 1956 PA 218 (MCL 500.640).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

43

HB 5273 Rep. Corriveau

Courts; other; sobriety court interlock pilot project; create.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding sec. 1084.

I.E. House, December 17, 2009.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

44

SB 1037 Sen. Cropsey

Occupations; business licensing and regulation; professional employer organizations; define and license.

Creates new act.

Reported by Committee on Commerce and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

45

SB 1038 Sen. Allen

Employment security; reports; the Michigan employment security act and the new professional employer organization regulatory act; harmonize.

Amends 1936 (Ex Sess) PA 1 (MCL 421.1 - 421.75) by adding sec. 13m.

Reported by Committee on Commerce and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

RESOLUTIONS

46

SR 41 Sen. Cropsey

A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 32 of 2009, page 591.

Adoption pending.

47

SR 75 Sen. Patterson

A resolution to extend subpoena power to the Senate Judiciary Committee.

For text of resolution, see Senate Journal No. 65 of 2009, page 1325.

Motion to suspend rules postponed, Wednesday, August 26, 2009.

Rules suspension pending.

48

SR 88 Sen. Pappageorge

A resolution to urge the Michigan House of Representatives to begin the veto override process on the Governor's line-item veto of the section 20j hold harmless school aid funding in 2009 PA 121.

Reported by Committee on Appropriations.

For text of resolution, see Senate Journal No. 88 of 2009, page 2053.

Adoption pending.

49

HCR 57 Rep. Warren

A concurrent resolution to memorialize the President, the Congress, and the Federal Communications Commission of the United States to refrain from regulating Internet broadband services as common carrier services under Title II of the Communications Act of 1934.

For text of resolution, see Senate Journal No. 45, page 821.

Motion to suspend rules postponed, Tuesday, May 18.

Rule suspension pending.

COMMITTEE REPORTS

50

SB 1014 Sen. Prusi

Education; curricula; native American tribal language and culture class; allow to be taught by noncertificated teacher in certain circumstances and to be applied to curricular requirements.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1531f.

Reported by Committee on Education.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

51

HB 5363 Rep. Haines

Transportation; school vehicles; provision regarding waivers for school bus driver safety education certification; modify.

Amends secs. 51 & 53 of 1990 PA 187 (MCL 257.1851 & 257.1853).

I.E. House, March 25, 2010.

For House amendment, see House Journal No. 31, page 443.

Reported by Committee on Education.

Senate substitute (S-4).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

52

SB 1310 Sen. Hunter

Public utilities; other; providing service to location where unauthorized use has occurred; establish procedures.

Amends 1939 PA 3 (MCL 460.1 - 460.11) by adding sec. 9d.

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

53

SB 1311 Sen. Thomas

Crimes; larceny; theft of certain utility products or services; prohibit, and provide a penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 282a.

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

54

SB 1312 Sen. Olshove

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of illegally transferring product or service of utility provider to another person; enact.

Amends sec. 160, ch. XVII of 1927 PA 175 (MCL 777.160).

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

55

SB 1313 Sen. Clark-Coleman

Crimes; assaultive; assault of a utility worker; prohibit, and provide penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 81e.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

56

SB 1314 Sen. Nofs

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of assaulting a utility worker; enact.

Amends sec. 16d, ch. XVII of 1927 PA 175 (MCL 777.16d).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

57

SB 682 Sen. George

Vehicles; fund-raising registration plates; bicentennial of the war of 1812 license plate; establish.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

Reported by Committee on Transportation.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations - Wednesday, May 26, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Subcommittees -

Community Health Department - Thursday, May 27, 1:00 p.m., Room 110, Capitol Building (373-2768)

State Police and Military Affairs - Tuesday, June 22, 1:00 p.m., Wednesday, June 23, 3:00 p.m. and Thursday, June 24, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

Campaign and Election Oversight - Wednesday, May 26, 12:00 noon, Room 405, Capitol Building (373-1725)

Economic Development and Regulatory Reform - Wednesday, May 26, 2:00 p.m., Room 405, Capitol Building (373-7670)

Natural Resources and Environmental Affairs - Wednesday, May 26, 1:00 p.m., Room 110, Farnum Building (373-3447)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 247	Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2009-2010.	George Brown Clark-Coleman			
SB 290	Economic development; brownfield redevelopment authority; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 293	Economic development; renaissance zones; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 295	Economic development; obsolete property and rehabilitation; obsolete property rehabilitation act; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 296	Michigan business tax; other; historic preservation tax credit preferences and penalties under certain circumstances; provide for.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4083	State financing and management; funds; strategic fund; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4089	Economic development; Michigan economic growth authority; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4092	Economic development; other; industrial development revenue bond act; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
HB 4093	Economic development; plant rehabilitation; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4094	Economic development; other; transportation economic development fund; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		